

## Message Text

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ORIGIN ARA-20

INFO OCT-01 ISO-00 COA-02 L-03 H-03 COME-00 INT-08 USIE-00

INRE-00 SSO-00 CIAE-00 DODE-00 INR-10 NSAE-00 PA-04

RSC-01 PRS-01 SPC-03 PCH-02 /058 R

DRAFTED BY ARA/BR:AFWATSON:GMG

APPROVED BY ARA/BR:SLOW

ARA:WBOWDLER

S/FW-COA:LSULLIVAN (DRAFT)

H:MACKENZIE (DRAFT)

L/OA:TLEITZELL (DRAFT)

ARA/PLC:JMARTIN (DRAFT)

ARA/MEX:RFKING (DRAFT)

----- 007809

O R 142349Z DEC 73

FM SECSTATE WASHDC

TO AMEMBASSY BRASILIA IMMEDIATE

INFO AMCONSUL RIO DE JANEIRO

AMCONSUL SAO PAULO

AMEMBASSY MEXICO

AMCONSUL BELEM

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E.O. 11652: N/A

TAGS: EFIS, BR

SUBJECT: SHRIMP FISHING AGREEMENT

REF: A. BRASILIA 8313, B. STATE 238653

1. NOW SEEMS LESS LIKELY IMPLEMENTING LEGISLATION WILL BE  
SIGNED INTO LAW BEFORE EXPIRATION OF AGREEMENT DECEMBER 31.  
HOUSE PASSED LEGISLATION LAST WEEK. ONLY SIGNIFICANT  
CHANGE WAS LIMITATION OF VALIDITY OF LEGISLATION UNTIL  
JUNE 15, 1975, WHEREAS ADMINISTRATION BILL WAS OPEN ENDED.  
IN SENATE, HOWEVER, COMMERCE COMMITTEE UNLIKELY REPORT  
LEGISLATION OUT UNTIL DECEMBER 17 OR 18. MOREOVER,  
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COMMITTEE HAS ATTACHED TO LEGISLATION ANOTHER BILL, WHICH

HAD BEEN PASSED SEPARATELY IN HOUSE DECLARING LOBSTERS TO BE CREATURES OF THE SHELF.

2. THERE IS CONCERN IN SHRIMP INDUSTRY THAT SUCH A DECLARATION MAY STIMULATE MEXICANS TO DECLARE SHRIMP TO BE CREATURES OF SHELF TO DETRIMENT OF US SHRIMP FISHING INDUSTRY. INDUSTRY'S LOBBYING EFFORT TO SEPARATE TWO BILLS MAY OCCASION DELAY IN SENATE PASSAGE OF LEGISLATION.

3. IF COMBINED BILL PASSES SENATE, MATTER MAY BE REFERRED

TO CONFERENCE COMMITTEE TO RECONCILE HOUSE AND SENATE VERSIONS. THERE IS STILL A POSSIBILITY THAT FINAL PASSAGE BY BOTH HOUSES MAY OCCUR BEFORE HOLIDAY ADJOURNMENT. DEPARTMENT WILL KEEP EMBASSY INFORMED OF PROGRESS OF LEGISLATION.

4. EVEN AFTER IMPLEMENTING LEGISLATION PASSED AND SIGNED INTO LAW, HOWEVER, PAYMENT OF DOLS 400,000 CAN BE MADE ONLY AFTER APPROPRIATION LEGISLATION ALSO ENACTED. DEPARTMENT OF COMMERCE WILL SUBMIT REQUEST FOR SUPPLEMENTAL APPROPRIATION AFTER IMPLEMENTING LEGISLATION SIGNED, BUT CONGRESSIONAL ACTION NOT EXPECTED UNTIL NEXT SESSION, LATE JANUARY AT EARLIEST, BUT POSSIBLY NOT UNTIL SPRING.

5. EXTENSION OF AGREEMENT REMAINS OF GREAT IMPORTANCE IN SPITE OF DIFFICULTIES MENTIONED ABOVE. WE BELIEVE EXTENSION SHOULD BE SEEN BY BRASILIANS TO BE AS MUCH IN THEIR INTEREST AS OURS. CONTINUATION OF AGREEMENT MAINTAINS OBLIGATIONS ON BOTH USG AND US FISHERMEN. FURTHERMORE, SINCE FISHING SEASON CLOSED UNTIL MARCH 1 NO SIGNIFICANT CONCESSION WOULD BE MADE BY GOB BY EXTENSION UNTIL THAT DATE. PERHAPS MOST IMPORTANT IS FACT THAT SHOULD AGREEMENT LAPSE, ANY LATER EXTENSION WILL HAVE TO BE CONSIDERED A NEW AGREEMENT WHICH MUST PASS THROUGH FULL RATIFICATION PROCEDURE AND CONSEQUENTLY WOULD ENTAIL FURTHER DELAY. IT APPEARS THAT EXTENSION ARRANGED PRIOR TO EXPIRATION OF AGREEMENT MAY NOT REQUIRE RATIFICATION ALTHOUGH, OF COURSE, DEPARTMENT WILL CONSULT WITH SENATE.

6. EMBASSY SHOULD SEEK GOB AGREEMENT FOR ONE YEAR EXTENSION. IF GOB INSISTS ON SHORTER EXTENSION, EMBASSY SHOULD LIMITED OFFICIAL USE

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STRIVE FOR LONGEST PERIOD ACCEPTABLE TO THEM. NOTES FORMALIZING EXTENSION OF AGREEMENT SHOULD BE EXCHANGED BY DECEMBER 31. NOTE EXCHANGE WOULD EXTEND ALL PROVISIONS OF THE AGREEMENT AND NOTES WHICH BROUGHT IT INTO FORCE, INCLUDING THOSE CONCERNING COMPENSATION AND MAY SO STATE.

7. IF LETTER FROM ECON COUNSELOR TO CARVALHO ALSO NECESSARY, EMBASSY MAY DRAW ON ABOVE AT ITS DISCRETION. IF

PRESSED FOR DETAILS CONCERNING PAYMENT OF DOLS 400,000  
EMBASSY MAY SAY THAT WE EXPECT IMPLEMENTING LEGISLATION TO  
BE PASSED BY SENATE NEXT WEEK OR EARLY IN NEXT CONGRESSION-  
AL SESSION WHICH BEGINS IN JANUARY. LEGISLATION AUTHORIZES  
APPROPRIATION OF DOLS 400,000 PAYMENT TO GOB AND WE WILL  
ENDEAVOR EFFECT PAYMENT AS SOON AS POSSIBLE AFTER BILL  
SIGNED INTO LAW. RUSH

NOTE BY OCT: POUCHED BELEM.

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## Message Attributes

**Automatic Decaptioning:** X  
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**Disposition Approved on Date:**  
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